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Vazquez and Weiers

UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA

ERNEST JOSEPH ATENCIO, et al.,

Plaintiffs,

v.

JOSEPH M. ARPAIO, et. al,

Defendants.

NO. 2:12-cv-02376-GMS

**JOINT NOTICE OF TENTATIVE
SETTLEMENT AND REQUEST
TO RESET DEADLINES**

The parties, through undersigned counsel, hereby provide notice that Plaintiffs and Defendants Maricopa County, Arpaio, Carrasco, Cranmer, Dominguez, Foster, Hatton, Kaiser, McLean, Scarpatti, Vazquez and Weiers (“County Defendants”) have reached a tentative agreement to resolve the case as to these Defendants. The terms of the settlement must be formally approved by the Maricopa County Board of Supervisors in a public meeting. The settlement will be presented to the Maricopa County Board of Supervisors at their March 7, 2018 meeting. The City of Phoenix, Officers French and Hanlon remain as parties.

The current deadline to file the Proposed Joint Pretrial Order, Motions in Limine, Voir Dire, Joint Description of the Case and Jury Instructions is February 23, 2018. The final pretrial conference is set for March 8, 2018 at 9 a.m. The removal of the County Defendants from the case will significantly change the information that will need to be included in the Proposed Joint Pretrial Order, including the number and type of

1 exhibits, the witnesses, the voir dire questions and the jury instructions that will be
2 submitted. Therefore, the parties move the Court for an order resetting the final pretrial
3 conference to a date after March 18, 2018.¹ The parties further move the Court for an
4 order extending the deadline for their pretrial submissions to be due two weeks prior to
5 the final pretrial conference.

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7 Extending the deadlines will save the remaining parties, and the court,
8 significant time and resources.

9 The parties are available, at the Court's convenience, for a telephonic status
10 conference.

11 DATED this 14th day of February, 2018.

12
13 STINSON LEONARD STREET LLP

14
15 By/s/ Larry J. Wulkan (with permission)
16 Michael C. Manning
17 Larry J. Wulkan
18 1850 N Central Ave., Suite 2100
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20 Attorneys for Plaintiffs

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22 JONES, SKELTON & HOCHULI, P.L.C.

23 By/s/ Elizabeth A. Gilbert
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27 Phoenix, Arizona 85012
28 Attorneys for Defendants Arpaio, Carrasco,
Dominguez, Foster, Kaiser, Scheffner,
Vazquez and Weiers

¹ The City Defendants are not available March 9-18, 2018 for attendance in the event the court resets the Final Pretrial Conference.

1 BROENING OBERG WOODS & WILSON

2
3 By/s/ Sarah L. Barnes (with permission)

4 Sarah L. Barnes
5 1122 E. Jefferson
6 Phoenix, Arizona 85034
7 Attorneys for Defendant Hatton

8
9 O'CONNOR & CAMPBELL, P.C.

10 By/s/ Daniel O'Connor (with permission)

11 Daniel O'Connor
12 Karen Stillwell
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14 Tempe, Arizona 85284
15 Attorneys for Defendants Maricopa
16 County, Cranmer, McLean, and Scarpati

17 WEINEKE LAW GROUP, PLC

18 By/s/ Kathleen L. Wienieke (with permission)

19 Kathleen L. Wienieke
20 Christina G. Retts
21 1095 W. Rio Salado Parkway, Suite 209
22 Tempe, Arizona 85281
23 Attorneys for Defendants City of Phoenix,
24 Patrick Hanlon and Nicholas French

25 **CERTIFICATE OF SERVICE**

26 I hereby certify that on this 14th day of February, 2018, I caused the
27 foregoing document to be filed electronically with the Clerk of Court through the
28 CM/ECF System for filing; and served on counsel of record via the Court's CM/ECF
system.

29 /s/ Elizabeth A. Gilbert